

1 **TITLE XV—AUTHORIZATION FOR**  
 2 **INCREASED COSTS DUE TO**  
 3 **OPERATION IRAQI FREEDOM**  
 4 **AND OPERATION ENDURING**  
 5 **FREEDOM**

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1       ***Subtitle A—General Increases***

2       ***SEC. 1501. PURPOSE.***

3           *The purpose of this title is to authorize emergency ap-*  
4   *propriations for the Department of Defense for fiscal year*  
5   *2006 to provide funds for additional costs due to Operation*  
6   *Iraqi Freedom and Operation Enduring Freedom. Funds*  
7   *authorized for appropriation in this title are available*  
8   *upon the enactment of this Act.*

9       ***SEC. 1502. ARMY PROCUREMENT.***

10          *Funds are hereby authorized to be appropriated for fis-*  
11   *cal year 2006 for procurement accounts of the Army in*  
12   *amounts as follows:*

13               *(1) For weapons and tracked combat vehicles,*  
14               *\$574,627,000.*

15               *(2) For ammunition, \$105,700,000.*

16               *(3) For other procurement, \$1,945,350,000.*

17       ***SEC. 1503. NAVY AND MARINE CORPS PROCUREMENT.***

18          *(a) NAVY.—Funds are hereby authorized to be appro-*  
19   *priated for fiscal year 2006 for procurement accounts for*  
20   *the Navy in amounts as follows:*

21               *(1) For weapons procurement, \$36,800,000.*

22               *(2) For other procurement, \$15,300,000.*

23          *(b) MARINE CORPS.—Funds are hereby authorized to*  
24   *be appropriated for fiscal year 2006 for procurement for*  
25   *the Marine Corps in the amount of \$445,400,000.*

1       (c) *NAVY AND MARINE CORPS AMMUNITION.—Funds*  
2 *are hereby authorized to be appropriated for fiscal year*  
3 *2006 for procurement of ammunition for the Navy and the*  
4 *Marine Corps in the amount of \$144,721,000.*

5       **SEC. 1504. DEFENSE-WIDE ACTIVITIES PROCUREMENT.**

6       *Funds are hereby authorized to be appropriated for fis-*  
7 *cal year 2006 for the procurement account for Defense-wide*  
8 *procurement in the amount of \$103,900,000.*

9       **SEC. 1505. RESEARCH, DEVELOPMENT, TEST, AND EVALUA-**  
10               **TION, DEFENSE-WIDE ACTIVITIES.**

11       *Funds are hereby authorized to be appropriated for fis-*  
12 *cal year 2006 for the Department of Defense for research,*  
13 *development, test and evaluation, Defense-wide, in the*  
14 *amount of \$75,000,000.*

15       **SEC. 1506. OPERATION AND MAINTENANCE.**

16       *Funds are hereby authorized to be appropriated for fis-*  
17 *cal year 2006 for the use of the Armed Forces for expenses,*  
18 *not otherwise provided for, for operation and maintenance,*  
19 *in amounts as follows:*

20               (1) *For the Army, \$20,305,001,000.*

21               (2) *For the Navy, \$1,838,000,000.*

22               (3) *For the Marine Corps, \$1,791,800,000.*

23               (4) *For the Air Force, \$3,195,352,000.*

24               (5) *For Defense-wide, \$2,870,333,000.*

25               (6) *For the Army National Guard, \$159,500,000.*

1           (7) *For the Army Reserve, \$26,400,000.*

2   **SEC. 1507. DEFENSE WORKING CAPITAL FUNDS.**

3           *Funds are hereby authorized to be appropriated for fis-*  
4 *cal year 2006 for the Defense Working Capital Fund in the*  
5 *amount of \$1,700,000,000.*

6   **SEC. 1508. DEFENSE HEALTH PROGRAM.**

7           *Funds are hereby authorized to be appropriated for the*  
8 *Department of Defense for fiscal year 2006 for expenses, not*  
9 *otherwise provided for, for the Defense Health Program in*  
10 *the amount of \$846,000,000, for Operation and Mainte-*  
11 *nance.*

12   **SEC. 1509. MILITARY PERSONNEL.**

13           *There is hereby authorized to be appropriated to the*  
14 *Department of Defense for military personnel accounts for*  
15 *fiscal year 2006 a total of \$9,390,010,000.*

16   **SEC. 1510. IRAQ FREEDOM FUND.**

17           (a) *IN GENERAL.*—*Funds are hereby authorized to be*  
18 *appropriated for fiscal year 2006 for the account of the Iraq*  
19 *Freedom Fund in amount of \$1,000,000,000, to remain*  
20 *available for transfer to other accounts in this title until*  
21 *April 30, 2006. Amounts of authorization so transferred*  
22 *shall be merged with, and be made available for, the same*  
23 *purposes as the authorization to which transferred.*

24           (b) *NOTICE TO CONGRESS.*—*A transfer may be made*  
25 *from the Iraq Freedom Fund only after the Secretary of*

1 *Defense notifies the congressional defense subcommittees*  
2 *with respect to the proposed transfer in writing not less*  
3 *than five days before the transfer is made.*

4 **SEC. 1511. CLASSIFIED PROGRAMS.**

5 *There is hereby authorized to be appropriated for fiscal*  
6 *year 2006 for classified programs the amount of*  
7 *\$2,500,000,000.*

8 **SEC. 1512. TREATMENT AS ADDITIONAL AUTHORIZATIONS.**

9 *The amounts authorized to be appropriated by this*  
10 *title are in addition to amounts otherwise authorized to be*  
11 *appropriated by this Act.*

12 **SEC. 1513. TRANSFER AUTHORITY.**

13 *(a) AUTHORITY TO TRANSFER AUTHORIZATIONS.—*

14 *(1) AUTHORITY.—Upon determination by the*  
15 *Secretary of Defense that such action is necessary in*  
16 *the national interest, the Secretary may transfer*  
17 *amounts of authorizations made available to the De-*  
18 *partment of Defense in this title for fiscal year 2006*  
19 *between any such authorizations for that fiscal year*  
20 *(or any subdivisions thereof). Amounts of authoriza-*  
21 *tions so transferred shall be merged with and be*  
22 *available for the same purposes as the authorization*  
23 *to which transferred.*

24 *(2) LIMITATION.—The total amount of author-*  
25 *izations that the Secretary may transfer under the*

1        *authority of this section may not exceed*  
2        *\$3,000,000,000. The transfer authority provided in*  
3        *this section is in addition to any other transfer au-*  
4        *thority available to the Secretary of Defense.*

5        *(b) LIMITATIONS.—The authority provided by this sec-*  
6        *tion to transfer authorizations—*

7                *(1) may only be used to provide authority for*  
8                *items that have a higher priority than the items from*  
9                *which authority is transferred;*

10               *(2) may not be used to provide authority for an*  
11               *item that has been denied authorization by Congress;*  
12               *and*

13               *(3) may not be combined with the authority*  
14               *under section 1001.*

15        *(c) EFFECT ON AUTHORIZATION AMOUNTS.—A trans-*  
16        *fer made from one account to another under the authority*  
17        *of this section shall be deemed to increase the amount au-*  
18        *thorized for the account to which the amount is transferred*  
19        *by an amount equal to the amount transferred.*

20        *(d) NOTICE TO CONGRESS.—A transfer may be made*  
21        *under the authority of this section only after the Secretary*  
22        *of Defense—*

23               *(1) consults with the chairmen and ranking*  
24               *members of the congressional defense committees with*  
25               *respect to the proposed transfer; and*

1           (2) *after such consultation, notifies those com-*  
 2           *mittees in writing of the proposed transfer not less*  
 3           *than five days before the transfer is made.*

4   **SEC. 1514. AVAILABILITY OF FUNDS.**

5           *Funds in this title shall be made available for obliga-*  
 6           *tion to the Army, Navy, Marine Corps, Air Force, and De-*  
 7           *fense-wide components by the end of the second quarter of*  
 8           *fiscal year 2006.*

9   ***Subtitle B—Personnel Provisions***

10 **SEC. 1521. INCREASE IN ACTIVE ARMY AND MARINE CORPS**  
 11 **STRENGTH LEVELS.**

12           (a) *AUTHORIZED END STRENGTHS.—The end strength*  
 13           *level authorized for fiscal year 2006 under section 401—*

14                   (1) *for the Army is hereby increased by 30,000;*  
 15           *and*

16                   (2) *for the Marine Corps is hereby increased by*  
 17           *4,000.*

18           (b) *STATUTORY MINIMUM ACTIVE STRENGTH LEV-*  
 19           *ELS.—*

20                   (1) *ARMY.—The minimum strength for the Army*  
 21           *under section 691(b) of title 10, United States Code*  
 22           *(notwithstanding the number specified in paragraph*  
 23           *(1) of that section) for the period beginning on Octo-*  
 24           *ber 1, 2005, and ending on September 30, 2006, shall*

1        *be the number specified in section 401(1) of this Act,*  
2        *increased by 30,000.*

3            (2) *MARINE CORPS.—The minimum strength for*  
4        *the Marine Corps under section 691(b) of title 10,*  
5        *United States Code (notwithstanding the number*  
6        *specified in paragraph (3) of that section) for the pe-*  
7        *riod beginning on October 1, 2005, and ending on*  
8        *September 30, 2006, shall be the number specified in*  
9        *section 401(3) of this Act, increased by 4,000.*

10        (c) *LIMITATION.—The authorized strengths for the*  
11        *Army and Marine Corps provided in subsection (a) for ac-*  
12        *tive duty personnel for fiscal year 2006 are subject to the*  
13        *condition that costs of active-duty personnel of the Army*  
14        *and the Marine Corps for that fiscal year in excess of*  
15        *482,400 and 175,000, respectively, shall be paid out of*  
16        *funds appropriated for that fiscal year for a contingent*  
17        *emergency reserve fund or as an emergency supplemental*  
18        *appropriation.*

19        **SEC. 1522. ADDITIONAL AUTHORITY FOR INCREASES OF**  
20            **ARMY AND MARINE CORPS ACTIVE DUTY END**  
21            **STRENGTHS FOR FISCAL YEARS 2007**  
22            **THROUGH 2009.**

23        *Effective October 1, 2006, the text of section 403 of the*  
24        *Ronald W. Reagan National Defense Authorization Act for*



1 *Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1863)*

2 *is amended to read as follows:*

3 “(a) *AUTHORITY.—*

4 “(1) *ARMY.—For each of fiscal years 2007, 2008,*  
5 *and 2009, the Secretary of Defense may, as the Sec-*  
6 *retary determines necessary for the purposes specified*  
7 *in paragraph (3), establish the active-duty end*  
8 *strength for the Army at a number greater than the*  
9 *number otherwise authorized by law up to the number*  
10 *equal to the fiscal-year 2006 baseline plus 20,000.*

11 “(2) *MARINE CORPS.—For each of fiscal years*  
12 *2007, 2008, and 2009, the Secretary of Defense may,*  
13 *as the Secretary determines necessary for the purposes*  
14 *specified in paragraph (3), establish the active-duty*  
15 *end strength for the Marine Corps at a number great-*  
16 *er than the number otherwise authorized by law up*  
17 *to the number equal to the fiscal-year 2006 baseline*  
18 *plus 5,000.*

19 “(3) *PURPOSE OF INCREASES.—The purposes for*  
20 *which increases may be made in Army and Marine*  
21 *Corps active duty end strengths under paragraphs (1)*  
22 *and (2) are—*

23 “(A) *to support operational missions; and*

24 “(B) *to achieve transformational reorga-*  
25 *nization objectives, including objectives for in-*

1           *creased numbers of combat brigades and battal-*  
 2           *ions, increased unit manning, force stabilization*  
 3           *and shaping, and rebalancing of the active and*  
 4           *reserve component forces.*

5           “(4) *FISCAL-YEAR 2006 BASELINE.*—*In this sub-*  
 6           *section, the term ‘fiscal-year 2006 baseline’, with re-*  
 7           *spect to the Army and Marine Corps, means the ac-*  
 8           *tive-duty end strength authorized for those services in*  
 9           *section 1521 of the National Defense Authorization*  
 10          *Act for Fiscal Year 2006.*

11          “(5) *ACTIVE-DUTY END STRENGTH.*—*In this sub-*  
 12          *section, the term ‘active-duty end strength’ means the*  
 13          *strength for active-duty personnel of one the Armed*  
 14          *Forces as of the last day of a fiscal year.*

15          “(b) *RELATIONSHIP TO PRESIDENTIAL WAIVER AU-*  
 16          *THORITY.*—*Nothing in this section shall be construed to*  
 17          *limit the President’s authority under section 123a of title*  
 18          *10, United States Code, to waive any statutory end strength*  
 19          *in a time of war or national emergency.*

20          “(c) *RELATIONSHIP TO OTHER VARIANCE AUTHOR-*  
 21          *ITY.*—*The authority under subsection (a) is in addition to*  
 22          *the authority to vary authorized end strengths that is pro-*  
 23          *vided in subsections (e) and (f) of section 115 of title 10,*  
 24          *United States Code.*

25          “(d) *BUDGET TREATMENT.*—

1           “(1) *FISCAL YEAR 2007 BUDGET.*—*The budget for*  
 2           *the Department of Defense for fiscal year 2007 as sub-*  
 3           *mitted to Congress shall comply, with respect to fund-*  
 4           *ing, with subsections (c) and (d) of section 691 of title*  
 5           *10, United States Code.*

6           “(2) *OTHER INCREASES.*—*If the Secretary of De-*  
 7           *fense plans to increase the Army or Marine Corps ac-*  
 8           *tive duty end strength for a fiscal year under sub-*  
 9           *section (a), then the budget for the Department of De-*  
 10          *fense for that fiscal year as submitted to Congress*  
 11          *shall include the amounts necessary for funding that*  
 12          *active duty end strength in excess of the fiscal year*  
 13          *2006 active duty end strength authorized for that*  
 14          *service under section 401 of the National Defense Au-*  
 15          *thorization Act for Fiscal Year 2006.”.*

16 **SEC. 1523. MILITARY DEATH GRATUITY ENHANCEMENT.**

17          (a) *INCREASE IN AMOUNT.*—*Section 1478 of title 10,*  
 18          *United States Code, is amended—*

19                 (1) *by redesignating subsections (b) and (c) as*  
 20                 *subsections (c) and (e), respectively;*

21                 (2) *by designating the second sentence of sub-*  
 22                 *section (a) as subsection (b) and by striking therein*  
 23                 *“this purpose” and inserting “the purpose of sub-*  
 24                 *section (a)”;*

1           (3) in subsection (a), by striking “title shall be  
2       \$12,000 (as adjusted under subsection (c)).” and in-  
3       serting the following: “title—

4           “(1) except as provided in paragraph (2), shall  
5       be \$12,000 (as adjusted under subsection (e)); and

6           “(2) in the case of a death described in sub-  
7       section (d), shall be \$100,000.”;

8           (4) by inserting after subsection (c), as redesign-  
9       ated by paragraph (1), the following new subsection:  
10       “(d) A death referred to in subsection (a)(2) is a death  
11      resulting from wounds, injuries, or illnesses that are—

12           “(1) incurred as described in section 1413a(e)(2)  
13      of this title; or

14           “(2) incurred in an operation designated by the  
15      Secretary of Defense as a combat operation or in an  
16      area designated by the Secretary as a combat zone.”;  
17      and

18           (5) in subsection (e), as redesignated by para-  
19      graph (1), by striking “subsection (a)” and inserting  
20      “subsection (a)(1)”.

21       (b) *EFFECTIVE DATE.*—The amendments made by sub-  
22      section (a) shall take effect on October 1, 2005, immediately  
23      after the provisions of the second sentence of section  
24      1013(e)(2) of division A of the Emergency Supplemental

1 *Appropriations Act for Defense, the Global War on Terror,*  
 2 *and Tsunami Relief, 2005 (Public Law 109–13).*

3 **SEC. 1524. PERMANENT PROHIBITION AGAINST REQUIRING**  
 4 **CERTAIN INJURED MEMBERS TO PAY FOR**  
 5 **MEALS PROVIDED BY MILITARY TREATMENT**  
 6 **FACILITIES.**

7 (a) *PROHIBITION.*—Section 402 of title 37, United  
 8 States Code, is amended—

9 (1) *by redesignating subsection (h) as subsection*  
 10 *(i); and*

11 (2) *by inserting after subsection (g) the following*  
 12 *new subsection:*

13 “(h) *NO PAYMENT FOR MEALS RECEIVED AT MILI-*  
 14 *TARY TREATMENT FACILITIES.*—(1) *A member of the armed*  
 15 *forces who is undergoing medical recuperation or therapy,*  
 16 *or is otherwise in the status of continuous care, including*  
 17 *outpatient care, at a military treatment facility for an in-*  
 18 *jury, illness, or disease described in paragraph (2) shall not*  
 19 *be required to pay, during any month in which the member*  
 20 *is entitled to a basic allowance for subsistence under this*  
 21 *section, any charge for meals provided to the member by*  
 22 *the military treatment facility.*

23 “(2) *Paragraph (1) applies with respect to an injury,*  
 24 *illness, or disease incurred or aggravated by a member*  
 25 *while the member was serving on active duty—*

1           “(A) in support of Operation Iraqi Freedom or  
2           Operation Enduring Freedom; or

3           “(B) in any other operation designated by the  
4           Secretary of Defense as a combat operation or in an  
5           area designated by the Secretary as a combat zone.”.

6           (b) *REPEAL OF TEMPORARY AUTHORITY.*—Section  
7   1023 of division A of the Emergency Supplemental Appro-  
8   priations Act for Defense, the Global War on Terror, and  
9   Tsunami Relief, 2005 (Public Law 109–13), is repealed.

10          (c) *EFFECTIVE DATE.*—The amendments made by this  
11   section shall take effect on the earlier of the following:

12           (1) The date of the enactment of this Act.

13           (2) September 30, 2005.

14   **SEC. 1525. PERMANENT AUTHORITY TO PROVIDE TRAVEL**  
15                           **AND TRANSPORTATION ALLOWANCES FOR**  
16                           **DEPENDENTS TO VISIT HOSPITALIZED MEM-**  
17                           **BERS INJURED IN COMBAT OPERATION OR**  
18                           **COMBAT ZONE.**

19          (a) *AUTHORITY TO CONTINUE ALLOWANCE.*—Effective  
20   as of September 30, 2005, section 1026 of division A of the  
21   Emergency Supplemental Appropriations Act for Defense,  
22   the Global War on Terror, and Tsunami Relief, 2005 (Pub-  
23   lic Law 109–13), is amended by striking subsections (d)  
24   and (e).

1       (b) *CODIFICATION OF REPORTING REQUIREMENT.*—  
 2       Section 411h of title 37, United States Code, is amended  
 3       by adding at the end the following new subsection:

4       “(e) *If the amount of travel and transportation allow-*  
 5       *ances provided in a fiscal year under clause (ii) of sub-*  
 6       *section (a)(2)(B) exceeds \$20,000,000, the Secretary of De-*  
 7       *fense shall submit to Congress a report specifying the total*  
 8       *amount of travel and transportation allowances provided*  
 9       *under such clause in such fiscal year.”.*

10       (c)       *CONFORMING        AMENDMENT.*—Subsection  
 11       (a)(2)(B)(ii) of such section, as added by section 1026 of  
 12       division A of the Emergency Supplemental Appropriations  
 13       Act for Defense, the Global War on Terror, and Tsunami  
 14       Relief, 2005 (Public Law 109–13), is amended by striking  
 15       “under section 1967(c)(1)(A) of title 38”.

16       **SEC. 1526. PERMANENT INCREASE IN LENGTH OF TIME DE-**  
 17                       **PENDENTS OF CERTAIN DECEASED MEMBERS**  
 18                       **MAY CONTINUE TO OCCUPY MILITARY FAMILY**  
 19                       **HOUSING OR RECEIVE BASIC ALLOWANCE**  
 20                       **FOR HOUSING.**

21       *Effective as of September 30, 2005, section 1022 of di-*  
 22       *vision A of the Emergency Supplemental Appropriations*  
 23       *Act for Defense, the Global War on Terror, and Tsunami*  
 24       *Relief, 2005 (Public Law 109–13), is amended—*

25               (1) by striking “(a)”; and

1           (2) *by striking subsection (b).*

2   **SEC. 1527. AVAILABILITY OF SPECIAL PAY FOR MEMBERS**  
 3                   **DURING REHABILITATION FROM COMBAT-RE-**  
 4                   **LATED INJURIES.**

5           (a) *SPECIAL PAY AUTHORIZED.*—Chapter 5 of title 37,  
 6   United States Code, is amended by adding at the end the  
 7   following new section:

8   **“§ 327. Combat-related injury rehabilitation pay**

9           “(a) *SPECIAL PAY AUTHORIZED.*—The Secretary con-  
 10   cerned may pay monthly special pay under this section to  
 11   a member of the armed forces who incurs a combat-related  
 12   injury in a combat operation or combat zone designated  
 13   by the Secretary of Defense and is evacuated from the the-  
 14   ater of the combat operation or from the combat zone for  
 15   medical treatment.

16          “(b) *COMMENCEMENT OF PAYMENT.*—Subject to sub-  
 17   section (c), the special pay authorized by subsection (a)  
 18   may be paid to a member described in such subsection for  
 19   any month beginning after the date on which the member  
 20   was evacuated from the theater of the combat operation or  
 21   the combat zone in which the member incurred the combat-  
 22   related injury.

23          “(c) *TERMINATION OF PAYMENTS.*—The payment of  
 24   special pay to a member under subsection (a) shall termi-



1 *nate at the end of the first month during which any of the*  
2 *following occurs:*

3           “(1) *The member is paid a benefit under the*  
4 *traumatic injury protection rider of the*  
5 *Servicemembers’ Group Life Insurance Program*  
6 *issued under section 1980A of title 38.*

7           “(2) *The member is no longer hospitalized in a*  
8 *military treatment facility or a facility under the*  
9 *auspices of the military health care system.*

10          “(d) *AMOUNT OF SPECIAL PAY.—The monthly amount*  
11 *of special pay paid to a member under this section shall*  
12 *be equal to \$430.*

13          “(e) *RELATIONSHIP TO OTHER PAY AND ALLOW-*  
14 *ANCES.—Special pay paid to a member under this section*  
15 *is in addition to any other pay and allowances to which*  
16 *the member is entitled or authorized to receive.*

17          “(f) *COMBAT-RELATED DISABILITY.—In this section,*  
18 *the term ‘combat-related injury’, with respect to a member,*  
19 *means a wound, injury, or illness that is incurred (as deter-*  
20 *mined using the criteria prescribed by the Secretary of De-*  
21 *fense under section 1413a(e)(2) of title 10) by the member—*

22           “(1) *as a direct result of armed conflict;*

23           “(2) *while engaged in hazardous service;*

24           “(3) *in the performance of duty under conditions*  
25 *simulating war; or*

1 “(4) through an instrumentality of war.”.

2 (b) *CLERICAL AMENDMENT.*—*The table of sections at*  
 3 *the beginning of chapter 5 of such title is amended by add-*  
 4 *ing at the end the following new item:*

“327. *Combat-related injury rehabilitation pay.*”.

5 (c) *EFFECTIVE DATE.*—*The Secretary of a military*  
 6 *department may provide special pay under section 327 of*  
 7 *title 37, United States Code, as added by subsection (a),*  
 8 *for months beginning on or after the date of the enactment*  
 9 *of this Act. A member of the Armed Forces who incurred*  
 10 *a combat-related injury, as defined in subsection (f) of such*  
 11 *section, before the date of the enactment of this Act may*  
 12 *receive such pay for months beginning on or after that date*  
 13 *so long as the member continues to satisfy the eligibility*  
 14 *criteria specified in such section.*

15 **SEC. 1528. ALLOWANCE TO COVER MONTHLY DEDUCTION**  
 16 **FROM BASIC PAY FOR SERVICEMEMBERS’**  
 17 **GROUP LIFE INSURANCE COVERAGE FOR**  
 18 **MEMBERS SERVING IN OPERATION ENDUR-**  
 19 **ING FREEDOM OR OPERATION IRAQI FREE-**  
 20 **DOM.**

21 (a) *ALLOWANCE TO COVER SGLI DEDUCTIONS.*—  
 22 *Chapter 7 of title 37, United States Code, is amended by*  
 23 *adding at the end the following new section:*

1 **“§437. Allowance to cover monthly premium for**  
2 **Servicemembers’ Group Life Insurance:**  
3 **members serving in Operation Enduring**  
4 **Freedom or Operation Iraqi Freedom**

5 “(a) *REIMBURSEMENT FOR PREMIUM DEDUCTION.*—  
6 *In the case of a member of the armed forces who has ob-*  
7 *tained insurance coverage for the member under the*  
8 *Servicemembers’ Group Life Insurance program under sub-*  
9 *chapter III of chapter 19 of title 38 and who serves in the*  
10 *theater of operations for Operation Enduring Freedom or*  
11 *Operation Iraqi Freedom at any time during a month, the*  
12 *Secretary concerned shall pay the member an allowance*  
13 *under this section for that month in an amount equal to*  
14 *the lesser of the following:*

15 “(1) *The amount of the deduction actually made*  
16 *for that month from the basic pay of the member for*  
17 *the amount of Servicemembers’ Group Life Insurance*  
18 *coverage obtained by the member under section 1967*  
19 *of title 38.*

20 “(2) *The amount of the deduction otherwise*  
21 *made under subsection (a)(1) of section 1969 of title*  
22 *38 for members who have in effect for themselves the*  
23 *maximum amount of coverage under section 1967(a)*  
24 *of title 38.*

25 “(b) *NOTICE OF AVAILABILITY OF ALLOWANCE.*—*To*  
26 *the maximum extent practicable, in advance of the deploy-*

1 *ment of a member to a theater of operations referred to in*  
 2 *subsection (a), the Secretary concerned shall give the mem-*  
 3 *ber information regarding the following:*

4           “(1) *The availability of the allowance under this*  
 5 *section for members insured under the*  
 6 *Servicemembers’ Group Life Insurance program.*

7           “(2) *The ability of members who elected not to*  
 8 *be insured under Servicemembers’ Group Life Insur-*  
 9 *ance, or elected less than the authorized maximum*  
 10 *coverage, to obtain insurance, or to obtain additional*  
 11 *coverage, as the case may be, under the authority pro-*  
 12 *vided in section 1967(c) of title 38.”.*

13       (b) *CLERICAL AMENDMENT.—The table of sections at*  
 14 *the beginning of chapter 7 of title 37, United States Code,*  
 15 *is amended by adding at the end the following new item:*

*“437. Allowance to cover monthly premium for Servicemembers’ Group Life Insurance: members serving in Operation Enduring Freedom or Operation Iraqi Freedom.”.*

16       (c) *EFFECTIVE DATE; NOTIFICATION.—Section 437 of*  
 17 *title 37, United States Code, as added by subsection (a),*  
 18 *shall apply with respect to service by members of the Armed*  
 19 *Forces in the theater of operations for Operation Enduring*  
 20 *Freedom or Operation Iraqi Freedom for months beginning*  
 21 *on or after October 1, 2005. In the case of members who*  
 22 *are serving in the theater of operations for Operation En-*  
 23 *during Freedom or Operation Iraqi Freedom as of the date*  
 24 *of the enactment of this Act, the Secretary of Defense shall*

1 *provide such members, as soon as practicable, the informa-*  
 2 *tion specified in subsection (b) of that section.*

3 *(d) FUNDING SOURCE.—Amounts appropriated pursu-*  
 4 *ant to the authorization of appropriations in section 1509*  
 5 *for emergency appropriations for military personnel ac-*  
 6 *counts for the Department of Defense for fiscal year 2006*  
 7 *shall be available to the Secretary of a military department*  
 8 *to provide the allowance established by section 437 of title*  
 9 *37, United States Code, as added by subsection (a).*

10 ***Subtitle C—Matters Involving Sup-***  
 11 ***port Provided by Foreign Na-***  
 12 ***tions***

13 ***SEC. 1531. REIMBURSEMENT OF CERTAIN COALITION NA-***  
 14 ***TIONS FOR SUPPORT PROVIDED TO UNITED***  
 15 ***STATES MILITARY OPERATIONS.***

16 *(a) AUTHORITY.—From funds made available for the*  
 17 *Department of Defense by this title for Defense-Wide Oper-*  
 18 *ations and Maintenance, the Secretary of Defense may re-*  
 19 *imburse any key cooperating nation for logistical and mili-*  
 20 *tary support provided by that nation to or in connection*  
 21 *with United States military operations in Iraq, Afghani-*  
 22 *stan, and the global war on terrorism.*

23 *(b) DETERMINATIONS.—Payments authorized under*  
 24 *subsection (a) may be made in such amounts as the Sec-*  
 25 *retary of Defense, with the concurrence of the Secretary of*

1 *State and in consultation with the Director of the Office*  
2 *of Management and Budget, may determine, in the Sec-*  
3 *retary's discretion, based on documentation determined by*  
4 *the Secretary of Defense to adequately account for the sup-*  
5 *port provided. Any such determination by the Secretary of*  
6 *Defense shall be final and conclusive upon the accounting*  
7 *officers of the United States. To the maximum extent prac-*  
8 *ticable, the Secretary shall develop standards for deter-*  
9 *mining the kinds of logistical and military support to the*  
10 *United States that shall be considered reimbursable under*  
11 *this section.*

12 *(c) LIMITATIONS.—*

13 *(1) TOTAL AMOUNT.—The total amount of pay-*  
14 *ments made under the authority of this section during*  
15 *fiscal year 2006 may not exceed \$1,500,000,000.*

16 *(2) PROHIBITION ON CONTRACTUAL OBLIGATIONS*  
17 *TO MAKE PAYMENTS.—The Secretary may not enter*  
18 *into any contractual obligation to make a payment*  
19 *under the authority of this section.*

20 *(d) CONGRESSIONAL NOTIFICATIONS.—The Secretary*  
21 *of Defense—*

22 *(1) shall notify the congressional defense commit-*  
23 *tees not less than 15 days before making any payment*  
24 *under the authority of this section; and*

3     ***TITLE XVI—CONTRACTORS ON***  
4     ***THE BATTLEFIELD***

1606. *Battlefield accountability.*

6        *This title may be cited as the “Contractors on the Bat-*  
7 *tlefield Regulatory Act”.*

9 Congress finds the following:

(1) *Contract personnel have provided invaluable services in support of combat, humanitarian, peace-keeping, and reconstruction operations worldwide, and they should be recognized for their contributions, including in some instances the loss of their lives, in support of such operations.*

(2) Contract personnel are appropriately prohibited from performing inherently governmental functions.

(3) *Contract personnel will be present on and supporting the battlefield of tomorrow providing cru-*